

Board of Selectmen Correspondence - Week of August 23rd, 2010

[illegible]

LOWELL GENERAL HOSPITAL

*Cordially invites you to attend its
Fall Business Leadership Forum*

**Boston MedFlight
25 Years of Collaboration**

with Guest Speaker

Dr. Suzanne Wedel, M.D.

*Chief Executive Officer and Medical Director
Boston MedFlight*

Thursday, September 16, 2010

7:30 am – Registration and Breakfast

8:00 am - 9:00 am – Program

Clark Auditorium

Lowell General Hospital

Seating is limited.

Please respond by September 10th

Kathy Sullivan (978)788-7174

kathy.sullivan@lowellgeneral.org

2010 AUG 16 PM 2:22
CLARK AUDITORIUM
LOWELL GENERAL HOSPITAL, MA.



LOWELL GENERAL HOSPITAL

Dr. Wedel has served as the Medical Director and Chief Executive Officer of Boston MedFlight since 1989, a non-profit critical care transport service supported by a consortium of institutions. She is board certified in both Critical Care Medicine and Internal Medicine. During her tenure, Boston MedFlight has become a nationally recognized leader in Critical Care Transport Research and Quality Benchmarking throughout the transport industry.

Dr. Wedel is a member of numerous regional, state and national emergency service and transport organizations. She has served on several Boards and currently serves as secretary for the Association of Critical Care Transport. She has also contributed extensively to the peer reviewed literature on multiple Critical Care Transport topics.

She is a faculty member in the Department of Surgery at Boston University School of Medicine.



nationalgrid

2010 AUG 23 PM 1:30

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

August 2010

Dear Public Official,

National Grid is dedicated to the safe and reliable delivery of natural gas to our customers in New England. As part of our annual public awareness efforts, we have enclosed a brochure that provides an overview of our extensive damage prevention program and a guide for recognizing and responding to pipeline emergencies. As you know, we work very closely with local emergency response officials on training, drills, and exercises to prepare for such emergencies.

Please take a moment to review the enclosed material. As a public official, you need to be aware of these issues. But to be truly effective we must reach a wider audience. We would greatly appreciate your assistance in sharing this information with other key personnel within your organization.

National Grid owns and operates over 12,260 miles of underground natural gas pipelines in Massachusetts and New Hampshire. Our 36,260 miles of pipelines in New York State and New England make us the largest distributor of natural gas in the Northeast. Federal and State agencies extensively regulate the design, construction, operation, and maintenance of these pipelines. Our natural gas delivery infrastructure includes high-pressure transmission pipelines used to transport large quantities of natural gas. Detailed information about these pipelines has been made available to the appropriate emergency agencies in your area. Due to security concerns, we do not widely publicize this information. It is important for the public to be aware of how vital these pipelines are in our energy infrastructure, the potential hazards they pose, how to avoid accidents, and what to do should an accident occur.

Pipeline failures are rare. According to the National Transportation Safety Board, natural gas pipelines provide the highest level of public safety as compared to any other mode of transportation. When failures do occur, the leading cause is third-party damage during excavation projects. Although accident prevention is a critical task for National Grid, the public also has a significant role in the prevention of third-party damage, whether it is through the use of Dig Safe®, as explained in the brochure, or by reporting suspicious activity near pipelines.

If you have any comments or questions about our pipeline management and emergency preparedness programs, please contact Carmen Fields, Director, Community Relations and Economic Development, at (781) 907-2212. Thank you for your attention to this matter.

Sincerely,

Nickolas Stavropoulos
Executive Vice President, US Gas Distribution
Enclosure

TO : Tyngsborough Board of Selectmen, Members of the Community Preservation Committee

FROM: Eric B. Lantz

2010 AUG 25 PM 1:45

SUBJECT: Letter of Resignation

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

DATE: 20 August 2010

Dear Town officials:

It is with a heavy heart and that I must submit my letter of resignation from the Community Preservation Committee due to increased employment responsibility.

I have served as Secretary of the Community Preservation Committee for the past seven years following adoption of the Community Preservation Act by the citizens of Tyngsborough. The investments of the committee have been significant in the community and I am proud to have been a contributor. Agricultural investment in the Hunter property, open space preservation on Long Pond, Massapoag Pond and the Merrimack River parks, recreational and athletic field creation at the high school and new elementary school, and most recently improvement and historical preservation of our town center will have a *permanent* impact on the quality of life in Tyngsborough and for all citizens in the Commonwealth of Massachusetts. I feel that I have been truly privileged to work with highly professional and genuinely concerned members of our committee; Town Hall employees, representatives, and Selectmen; and State House elected officials and committee members.

Adoption of the Community Preservation Act was probably the best thing that has happened to our town in decades. An educated citizenry is the key to keeping this excellent program healthy and ongoing. *They do appreciate your efforts.* I encourage each and every one of you to continue your outstanding contributions and support our town through this act.

Thank you and keep up the good work!



Eric B. Lantz

RECEIVED

2010 AUG 20 AM 11:56

TOWN CLERK
TYNGSBOROUGH, MA

2010 AUG 20 AM 11:59

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

August 20, 2010

Board of Selectmen
Town Hall
25 Bryants Ln.
Tyngsboro, MA 01879

Dear Members of the Board:

Due to family commitments and busy schedule I am resigning from the Tyngsboro Community Housing Partnership, effective today.

Sincerely,



Kevin V. O'Connor

2010 AUG -6 PM 2:00

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

July 26, 2010

Tyngsboro Selectmen

Our intention is to open a small farm stand as shown in the photos. We would like to place our stand at 138 Middlesex Road. Depending upon our success, we may be interested in purchasing the property and opening year-round.

Our farm stand will offer fresh local produce, baked goods, breads, cookies, etc. We hope to promote items from local people when available, Massachusetts, New Hampshire, Vermont. We will try to hire local people, both adults and young people both full and part time.

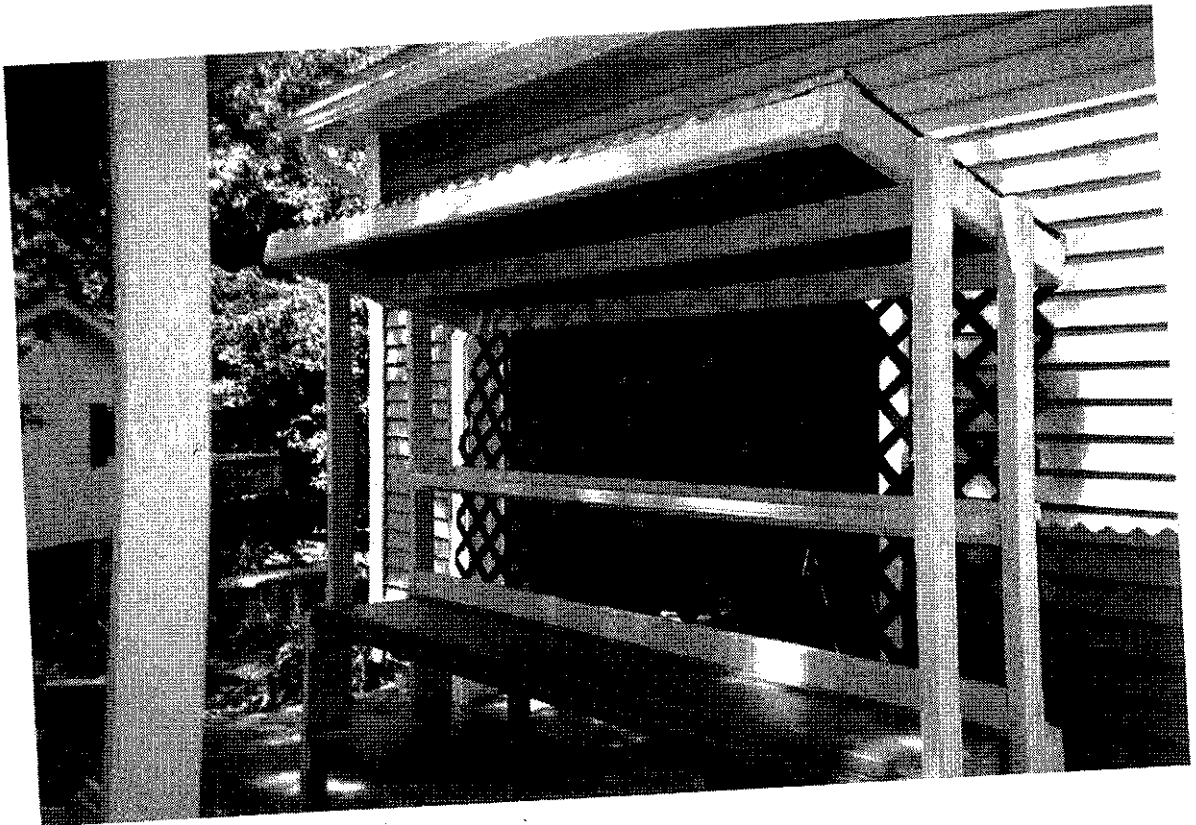
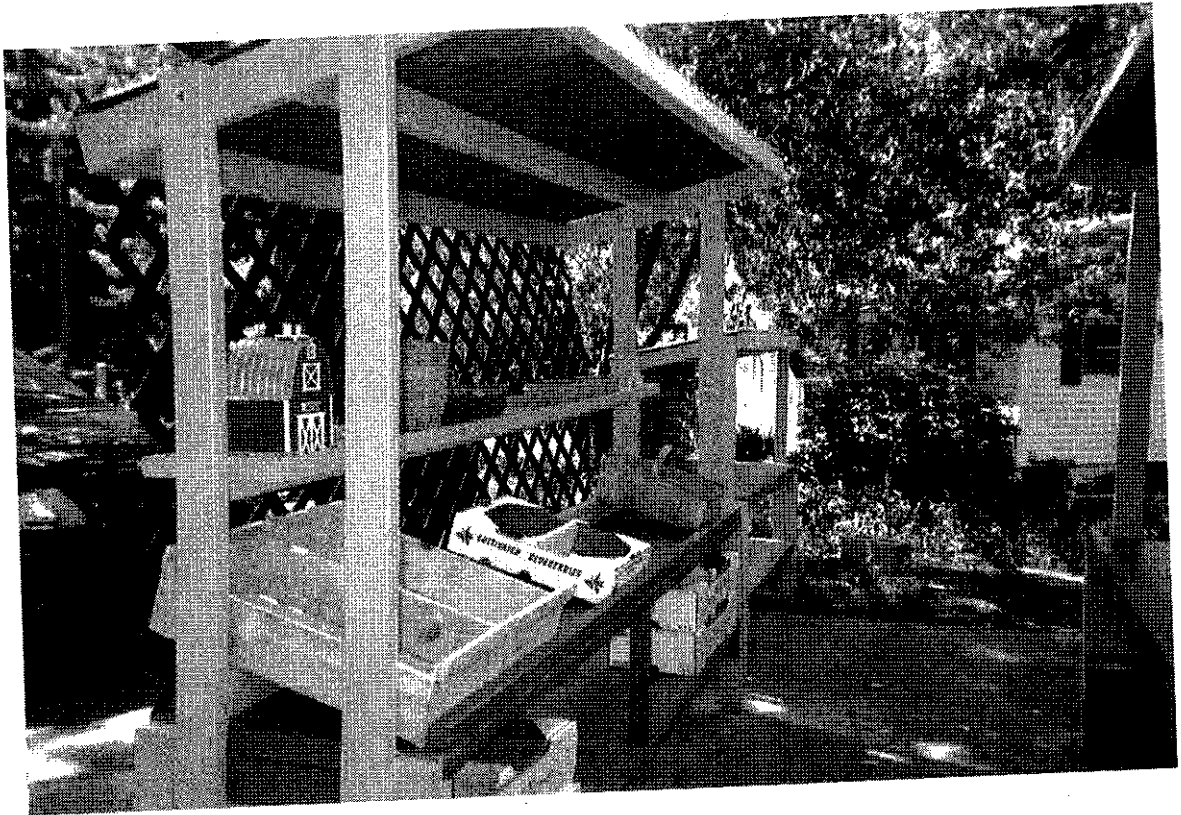
Our goal is to offer fresh farm stand goods at reasonable prices. We grow some of our own vegetables. Our land is donated to us to keep our costs down. We hope to someday purchase some land in western Massachusetts.

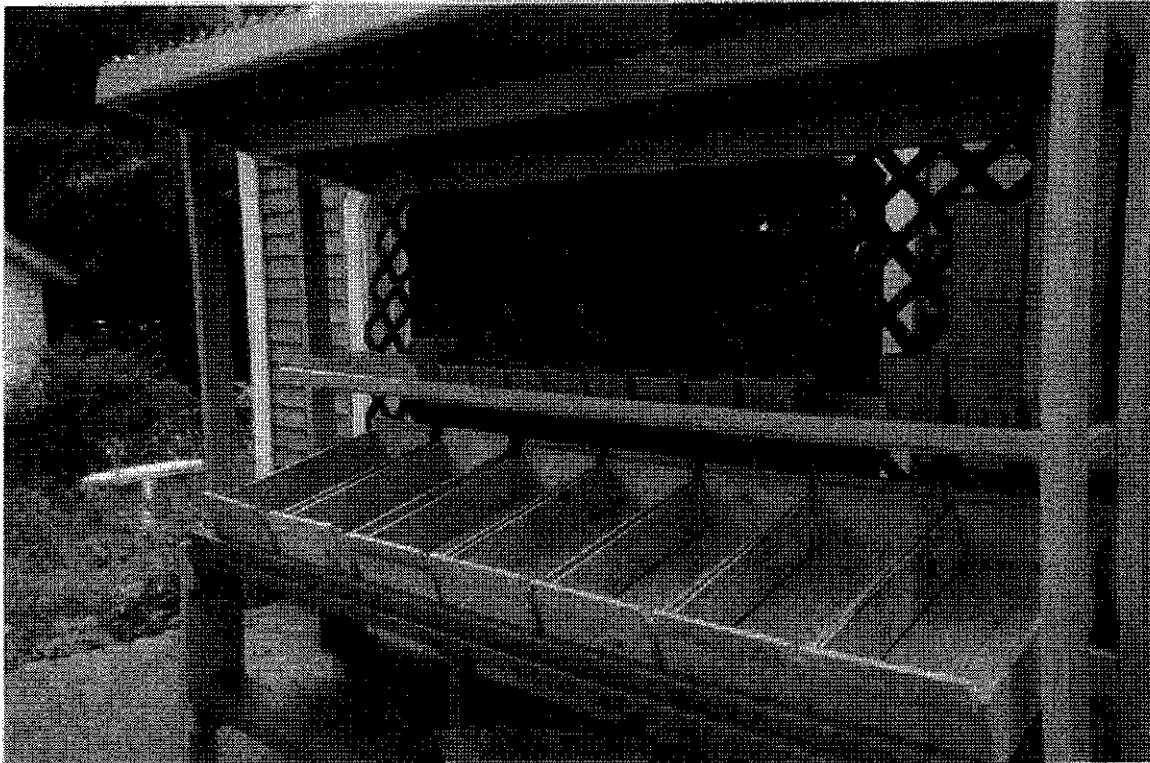
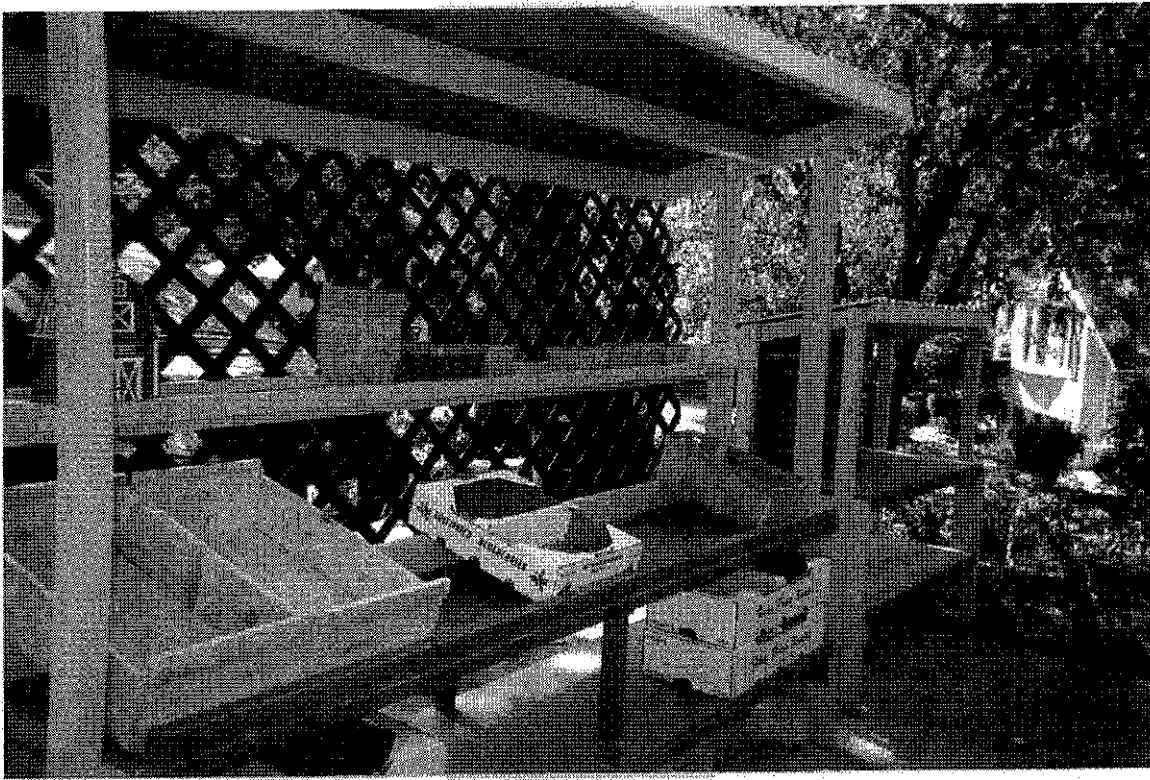
I have worked on vegetable, poultry and dairy farms in New Hampshire most of my life, and after many years of working for someone else, I feel it is time to do it for myself.

We hope you will consider us for your community.

Thanks,

Rich Bailey





The General Laws of Massachusetts

[Search the Laws](#)

PART I. ADMINISTRATION OF THE GOVERNMENT

TITLE XV. REGULATION OF TRADE

CHAPTER 101. TRANSIENT VENDORS, HAWKERS AND PEDLERS

Chapter 101: Section 5. Local license; application; fee; statement of transient vendor; certificate; endorsement of town clerk

Go To:
[Next Section](#)
[Previous Section](#)
[Chapter Table of Contents](#)
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[General Court Home](#)
[Mass.gov](#)

Section 5. Every transient vendor, before making any sales of goods, wares or merchandise in a town, shall make application to the aldermen or selectmen or other board authorized to issue such licenses and, unless the fee therefor is fixed as hereinafter provided, shall file with them a true statement, under oath, of the average quantity and value of the stock of goods, wares and merchandise kept or intended to be kept or exposed by him for sale. Said board shall submit such statement to the assessors of the town, who, after such examination and inquiry as they deem necessary, shall determine such average quantity and value, and shall forthwith transmit a certificate thereof to said board. Thereupon the board shall authorize the town clerk, upon the payment by the applicant of a fee equal to the taxes assessable in said town under the last preceding tax levy therein upon an amount of property of the same valuation, to issue to him a license authorizing the sale of such goods, wares and merchandise within the town. The board may, however, authorize the issue of such license without the filing of said statement as aforesaid, upon the payment of a license fee fixed by it. Upon payment of such fee, said town clerk shall thereupon issue such license, which shall remain in force so long as the licensee shall continuously keep and expose for sale in such town such stock of goods, wares or merchandise, but not later than the first day of January following its date. Upon such payment and proof of payment of all other license fees, if any, chargeable upon local sales, such town clerk shall record the state license of such transient vendor in full, shall endorse thereon "local license fees paid" and shall affix thereto his official signature and the date of such endorsement.

CHARLES J. ZAROULIS LAW OFFICES

40 Church Street, Suite 500, Lowell, Massachusetts 01852-2686
Telephone (978) 458-4583
Facsimile (978) 937-0950

2010 AUG 16 PM 1:22
BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

August 13, 2010

Ms. Ashley O'Neill, Chairperson
Board of Selectmen
Town Hall
25 Bryants Lane
Tyngsborough, MA 01879

File: Tyngsborough

**Re: Street Acceptance
Jonathan Circle, Wilson Way, Marla Circle, Alpine Way, Skyline Drive,
Diaz Drive, and Rello Way**

Dear Chairperson O'Neill and Board Members:

As you know, the articles approved require from the developer the following:

1. All cost for acceptance have been paid; and
2. Certificate of Title from the developer.

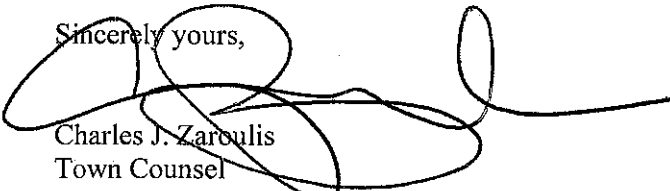
To date, I have not received the above information.

As to the costs, each street acceptance will cost approximately \$400 for the preparation of the Order of Taking; and I will not prepare any Order of Taking for the Board of Selectmen to sign until I am directed by the Board to do so. Once the Orders of Taking are signed, each will be recorded with the Registry of Deeds; and the Registry of Deeds recording fees will be \$75.00 for each plan and 75.00 for each Order of Taking. This does not include the cost of resolving any Land Court issues.

I also note that these matters have been unnecessarily delayed by the developers, which may now require remedial action. I suggest that, in the future, the articles not be placed on the warrant until all documents and fees have been received by the Town.

Please call if you have any questions.

Sincerely yours,


Charles J. Zaroulis
Town Counsel

CJZ:ksz

August 17, 2010

2010 AUG 13 11:34:20
TYNGSBOROUGH, MA.

Chief William F. Mulligan
Tyngsborough Police Department
20 Westford Road
Tyngsborough, MA 01879

Dear Chief Mulligan;

As I am sure you are aware, at 4 AM on Sunday morning an intruder violated the sanctity of my home in Tyngsborough placing my wife, 10-month-old baby child, and me in a terrifying situation.

Although I have been a Lowell Police Officer for seventeen (17) years, I never imagined the fear and drastic emotions I could experience knowing that I had to protect my family inside our own home from an intruder in the middle of the night. Police officers prepare to face these ordeals day in and day out in the workplace but never really comprehend the feelings we may experience when we are personally victimized at 4 AM while asleep in our own home.

I want to send a personal note of thanks and commend the unbelievable actions of Officer Melanson, Officer Rider, and Dispatcher Ronan for coming to the aid of my family during this trying ordeal.

The calm and reassuring voice of Dispatcher Ronan clearly helped my frantic wife relay what she admits must have been a "911 jumbled mess" of information as she was terrified for the safety of our baby daughter. Dispatcher Ronan obviously acted quickly and efficiently in sorting through this information as the response time of the responding police officers was unbelievable.

As I wrestled on the kitchen floor to hold onto the intruder my fears were lessened when I could see the approach of flashing blue lights in my driveway. From the response time, I can only imagine that Officer Melanson and Officer Rider placed their own lives in jeopardy responding to my home in their cruisers as they understood the severity of what may have been.

I must also commend them on the level of restraint and professionalism they exhibited in dealing with the intruder in taking him into custody. I was very fortunate that I was able to surprise the intruder from behind and get him quickly subdued in a good hold. I knew he was contained ... the responding police officers did not. From my experience as a police officer, I know the emotional high and adrenaline rush that the responding officers must have been going through. The unknown circumstances and fear that a brother police officer and his family are being attacked in their own home must have placed them at a tremendous tactical disadvantage in terms of their own safety.

Upon entering my home and taking the intruder into custody your police officers showed poise, professionalism, and incredible restraint. Of course, due to the fact that I had just wrestled with the intruder on the floor of my home, I may have wanted to see those shiny new Tyngsborough Police Department Tasers you just purchased used on this intruder. But again your officers

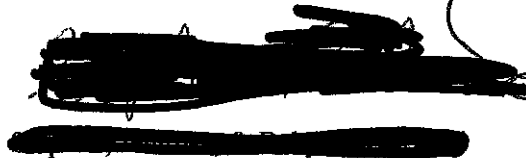
showed the same level of restraint I demonstrated in dealing with this intruder who was (quite fortunately) quickly contained and unable to do any harm. We all understand the scrutiny that the public, press, and courts place upon police officers. Anything other than restraint and professionalism in this situation would have taken the attention away from the intruder's actions and would have placed it on all of us instead.

My family was fortunate that this situation turned out as it did ... from crime statistics we know it could have been much worse. My only hope now is that the Massachusetts Court System treats this case in a manner relative to the severity of the crime. Although unfortunate that my family had to experience this incident, I can only imagine that this situation would have had a much different outcome if this intruder had picked my eighty-year-old elderly next-door neighbors home instead of mine. He chose poorly for himself ... he chose wisely for us.

From a victim's perspective, I was also very impressed with how Officer Melanson and Officer Rider were not only able to gather the case facts, testimony, evidence, and photographs of the scene, but also how they showed incredible empathy and people skills that calmed even my wife's nerves.

I would ask that if your Police Department has any formal means of recognition for acts well done that you consider Officer Melanson, Officer Rider, and Dispatcher Ronan for an award of exemplary police work.

Extremely grateful & fraternally yours,

A large, thick black redaction mark covers the signature and address of the sender. To the right of the redaction is a large, empty circle, likely a placeholder for a stamp or seal.

cc. Ms. Ashley O'Neill, Chairwoman of Board of Selectman
25 Bryants Lane, Tyngsborough MA 01879



William F. Mulligan
Chief of Police

Town of Tyngsborough

Police Department
20 Westford Road

Tyngsborough, Massachusetts 01879-0549



TEL: (978) 649 - 7504
FAX: (978) 649 - 2324

To: Sgt. Nasworthy, Officers Rider, Melanson and Dispatcher/Reserve Officer Ronan

From: Chief William F. Mulligan *WFM*

Re: Letter of Commendation

Date: August 23, 2010

9910 AUG 24 AM 11:59
BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

On today's date I received a letter from Lowell Police Officer Stephen Beland and his family thanking each of you for doing an outstanding job. After reading his letter and his descriptions of how you each performed your duties, I realized that it is easy to think that you were just doing your job when you are called to assist the public.

It's not only that you responded to a call for help, it is also the quality of the work you did and the service you provided.

I want to commend you all for a great job! I know the Beland family appreciated your professional response.

Cc BOS Town Administrator, file, Beland family



Timothy P. Cahill
Treasurer and Receiver General

Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
Telephone: (617) 727-3040
Fax: (617) 727-1258

2010 AUG 24 PM 12:07

BOARD OF ALCOHOLIC BEVERAGES
TYNGSBOROUGH, MA. **Kim S. Gainsboro**
Chairman

Re: Anjali, Inc.
DBA: Sun City Variety
Premise: 240 Lakeview Avenue
City/Town: Tyngsborough, MA 01879
License #: 129800050
Heard: August 17, 2010

DECISION

Anjali, Inc. dba Sun City Variety ("The Licensee") holds an all alcohol license issued pursuant to M.G.L. c.138, §15. The Alcoholic Beverages Control Commission ("The Commission") held a hearing on August 17, 2010 regarding an alleged violation of M.G.L. c.138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Rose Bailey's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Rose Bailey.

There is one (1) tape of this hearing.

Facts

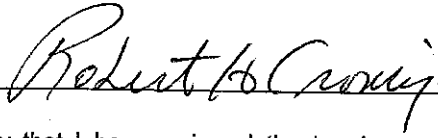
1. On, June 8, 2010 at approximately 6:47 p.m., Commission Investigators investigated the business operation Anjali, Inc. dba Sun City Variety.
2. An underage operative, working with the investigators, purchased a 24oz. of Miller Lite for \$2.44. The underage operative was not asked for identification.

Conclusion

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138, §34. The Commission **suspends the license for three (3) days of which three (3) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

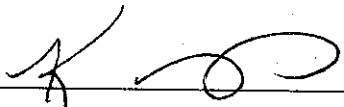
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert Cronin, Commissioner



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kim S. Gainsboro, Chairman



Dated in Boston, Massachusetts this 20th day of August 2010.

You have the right to appeal this decision to the Superior Courts under the provisions of Chapter 30A of the Massachusetts General Laws within thirty days of receipt of this decision.

cc: Tyngsborough Licensing Board
Frederick G. Mahony, Chief Investigator
File



Timothy P. Cahill
Treasurer and Receiver General

Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
Telephone: (617) 727-3040
Fax: (617) 727-1258

2010 AUG 19 PM 3: 24

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

Kim S. Gainsboro
Chairman

Re: Dracut Food Service Corp.
D/B/A: Thirsty's
Premise: 25 Parham Road
City/Town: Tyngsborough, MA 01879

AMENDED DECISION

Dracut Food Service, Inc. d/b/a Thirsty's ("the licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §12. The Alcoholic Beverages Control Commission ("the Commission") held a hearing on August 10, 2010 regarding an alleged violation of Massachusetts General Laws c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Rose Bailey's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Rose Bailey.

There is one (1) tape of this hearing.

Facts

1. On, June 8, 2010 at approximately 7:02 p.m., Commission Investigators investigated the business operation Dracut Food Service Corp. dba Thirsty's
2. An underage operative, working with the investigators, purchased a bottle of Budweiser for \$3.00. The underage operative was not asked for identification.

Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. The Commission **suspends the license for three (3) days of which three (3) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner

Susan Corcoran

Robert Cronin, Commissioner

Robert H Cronin

Dated in Boston, Massachusetts this 10th day of August 2010.

You have the right to appeal this decision to the Superior Courts under the provisions of Chapter 30A of the Massachusetts General Laws within thirty days of receipt of this decision.

cc: Tyngsborough Licensing Board
Frederick G. Mahony, Chief Investigator
File

2010 AUG 20 AM 9:21

**TYNGSBOROUGH SCHOOL DISTRICT
SCHOOL COMMITTEE MEETING**

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

EXECUTIVE SESSION

JULY 20, 2010

8:40 p.m.

Burt Buchman made a motion, seconded by Herb Desrosiers, to go into Executive Session for the purpose of discussing a personnel issue and come out to adjourn the open meeting.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

-Mrs. Wennerstrom	-Yea	-Mr. Hunt	-Yea
-Mr. Buchman	-Yea	-Mr. Hickey	-Yea
-Mr. Desrosiers	-Yea		

The Committee discussed a personnel issue.

On a motion made by Jeff Hunt, seconded by Burt Buchman, it was voted to adjourn the Executive Session at 9:36 p.m. and come out only to continue the business on the agenda.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

-Mrs. Wennerstrom	-Yea	-Mr. Hunt	-Yea
-Mr. Buchman	-Yea	-Mr. Hickey	-Yea
-Mr. Desrosiers	-Yea		

APPROVED: August 17, 2010

TYNGSBOROUGH SCHOOL COMMITTEE MEETING
(Tyngsborough Hall Community Room)

July 20, 2010

The meeting was called to order by Chair Wennerstrom at 7:00 p.m. Those present were Jeff Hunt, Burt Buchman, John Hickey and Herb Desrosiers.

1. Call to Order

Also present were Superintendent Ciampa and Business Administrator Joe Messina.

School Committee members, Superintendent Ciampa, Business Administrator Joe Messina and Administrative Assistant Sue Harvey introduced themselves.

Chair Wennerstrom welcomed Superintendent Ciampa.

Chair Wennerstrom called for the approval of the Minutes.

2. Approve the Minutes
of June 1, 2010, and the
Executive Session of
June 1, 2010

Herb Desrosiers made a motion, seconded by Burt Buchman, to approve the Minutes of June 1, 2010.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

Burt Buchman made a motion, seconded by Herb Desrosiers to approve the Executive Session Minutes of June 1, 2010.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

Superintendent Ciampa acknowledged the following correspondence:

3. Correspondence

- TTA Grievance Response from Dr. Lockwood-Teaching Hours and Teaching Load
- Letter to Michael Gilleberto regarding TECC Study Committee
- Letter From Town Hall-Open Meeting Law

A. Supt's Letters

B. Letter from Town Hall
(Open Meeting Law)

Visitors, Maria & Chris Ryan, noted that they are here to discuss the possibility of starting a volleyball team at the high school.

4. Visitors' Comments
and Questions

Discussion was held.

COPIES OF SUPERINTENDENT
TYNGSBOROUGH, MA.
2010 AUG 20 PM 5:32

Superintendent Ciampa noted that they have a sub-committee working on athletics and they could possibly meet with them and develop a timeline and costs and then the subcommittee can come back to the School Committee with the information and a recommendation.

Superintendent Ciampa noted that he had previously talked about the Lowell Sun article on the four (4) girls trying to make a difference. They have just finished the Backpack Initiative and they will be filming around town. He noted that they are also looking to expand ideas to other school districts.

5. Share the Success

Superintendent Ciampa recommended that approval of Policy #2.6-Fuel Efficient Vehicle and Policy #2.7-Energy Reduction Action Plan as Second Readings.

6. Policy

A. Second Reading

Policy #2.6-Fuel Efficient Vehicle and Policy #2.7-Energy Reduction Action Plan

Herb Desrosiers made a motion, seconded by Jeff Hunt to approve Policy #2.6 and Policy #2.7 as a Second Readings.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

Chair Wennerstrom noted that School Committee Policy #1.8 requires that the Policy Book be reaffirmed each July. Any policies that need updating or clarification should be identified and passed onto the volunteers working on policy matters.

B. Reaffirm School Policy Book

Burt Buchman made a motion, seconded by Herb Desrosiers, to reaffirm the School Policy Book.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

Superintendent Ciampa notified the Committee of the requests for maternity leave:

7. Personnel

A. Request for Maternity

Leave/Leave of Absence
-Juliette Pieslak
-Leya Messier

- Juliette Pieslak - S & L Pathologist TMS/THS - return TBD
- Leya Messier - District Wide O.T.-return on or about 9/27/10

Jeff Hunt made a motion, seconded by John Hickey to approve the leaves for Juliette Pieslak and Leya Messier.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

Superintendent Ciampa notified the Committee of the following resignation:

- Michael D. Edwards – TMS Gr. 7 Science Teacher after 8 years

B. Notification of Resignation:
-Michael D. Edwards - TMS

He thanked him for his years of service and wished him well.

Superintendent Ciampa notified the Committee of the following appointments:

- Sarah Lewenczuk – Director of Guidance
- Anna Szok – Preschool Teacher
- Kathleen Burham – Curriculum, Instruction & Assessment
- Daniel Browning- 4th & 5th Grade ELA-1 year appointment (replacing Bridget Rocheleau)
- Kristin Ducharme – TES Health and Science Teacher
- Mary Jane Caron – Special Education Facilitator

C. Notification of Appointments:
-Sarah Lewenczuk
-Anna Szok
-Kathleen Burnham
-Daniell Browning
-Kristin Ducharme
-Mary Jane Caron

He extended his congratulations.

Superintendent Ciampa notified the Committee of the following staff member attaining Professional Status for 2010/11:

- Alyson Marcello – TES Speech & Language

D. Professional Status
-Alyson Marcello

Superintendent Ciampa notified the Committee of the following requested reduction in service :

- Deborah Kasabian – Gr. 6 Science Teacher to (.6)

E. Reduction in Service
-Deborah Kasabian to (.6)

Burt Buchman noted that the group is repurposing itself back to its original charge of strategic budget forecasting and planning. We are requesting all town departments to use their existing headcounts and roll forward budgets through FY 2013-14. These are due August 19th to the SFPC to review. Tri-board meeting to be convened in September for review of all this information. The SFPC will be conducting two (2) informational meetings for the debt exclusion ballot question on August 12th and September 7th. We will be asking for a representative from the School Committee, Finance Committee, and Board of Selectmen to speak to their portion of the warrant article.

8. Standing Committees
A. Strategic Financial Planning Committee

Some discussion was held.

Herb Desrosiers noted that the Committee did not meet tonight. They are looking to meet on August 10, 2010 and need to look at a new policy on the new bullying law.

B. Policy Committee

Joe Messina noted that he sent a letter to the Board today. He noted that they are trying to set up an organizational meeting for August 16, 2010.

C. Transportation Advisory Board

Burt Buchman noted that they met last night (Unit D) and signed off on the ground rules. Unit D presented their proposal. Their team is meeting next week to discuss and put together a response. The next meetings with Unit D are scheduled for August 2nd and 9th.

D. Negotiations Committee

Superintendent Ciampa acknowledged the Neighbor to Neighbor Article Plan for FY11. He noted that the deadline for the September article is August 10th. They will resend it electronically to everyone for comments.

9. Unfinished Business
A. Neighbor to Neighbor Article Plan for FY11

Staff member, Julie Simon, noted that the Committee has been meeting twice a month. They have been awarded \$300 from the Educational Foundation for Tyngsborough (EFT) and \$2,700 from the Parent Teacher Organization (PTO) and she discussed how some of that money was spent. She gave an update on donated time, design plan, etc.

B. Update on Outdoor Classroom

George Trearchis noted that he was able to get a copy of the plan for the sidewalk design and drainage plan.

Mrs. Simon was thanked for her update.

George Trearchis noted that awhile back, he brought forward the idea of forming a facilities action planning committee to explore the following:

C. Update Facilities Initiatives

- Develop a RFQ for a comprehensive master plan
- Develop an energy management protocol & project list
- Conduct a study of campus access
- Address space needs

He noted that he made up a draft for the RFQ and some of the things they could possibly have in a master plan are:

- To discuss goals & objectives in a public forum
- Discuss the existing sites they have currently
- Valuate the Capital Plan list of projects that they have

- Look at energy
- School renewal/asset management

Some discussion was held.

George Trearchis noted that as they all know, there is an issue with the flooding on the road. The type of remedy that they do may not correct the problem without causing problems. They need to look at these options. All of them are going to improve the situation somewhat, but they need to choose what is best for the town. He suggested meeting with the Department of Public Works, Board of Selectmen, & Conservation Committee to look at this issue. He would like to see them do something by June 30, 2011.

D. Update on TES Roadway

Some discussion was held.

Out of Order:

Burt Buchman made a motion, seconded by Herb Desrosiers, to take item (10E) – New Business-Status of Maintenance Vehicle Fleet out of order.

10. New Business

E. Status of Maintenance Vehicle Fleet

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

George Trearchis noted that the maintenance vehicle fleet is down 50%. Their truck has a rotten frame and has been fixed a few times, but now cannot pass inspection. This truck is used for plowing and other things. The estimate to replace the truck from Liberty Chevrolet (contract for state vehicles) is \$26,000.

Jeff Hunt noted that when Mr. Trearchis notified him back in early June, he contacted Town Hall and there's been only one communication (through Mr. Messina) from them about possibly sharing a DPW truck, which does not make sense.

Superintendent Ciampa noted that they have been without a truck and George Trearchis and his staff have been using their own vehicles for work.

Chair Wennerstrom suggested that they communicate the urgency of the need for a truck. She also recommended reimbursing Mr. Trearchis for use of his truck.

Superintendent Ciampa noted that they are convening a group together. There is a new leadership team and they are picking up where Superintendent Lockwood, Kim Oliveira and Rob Ford left off.

Joe Messina noted that John Prunier and Michelle Curran are here to give a brief look at how they did last year and their thoughts going forward into next year. He noted that he will also be asking the School Committee to approve Whitson's option year (year #3 of 5 possible years) and authorize the Chair to sign the agreement.

John and Michele were thanked for their update.

Jeff Hunt made a motion, seconded by Burt Buchman, to approve Whitson's option year (year #3 of 5 possible years) and authorize the Chair to sign the agreement.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

Superintendent Ciampa noted that they have received Home School Programs for the following families:

- Kevin & Carol Munroe
Male Child: DOB 11/19/93
Female Child: DOB 9/14/96
- Brett & Kelly Johnson
Female Child: DOB 7/1/97
- Mark & Melissa Stanaford
Male Child: DOB 6/25/93
Female Child: DOB 11/7/94
Male Child: DOB 5/21/97
Male Child: DOB 12/20/00
- Lloyd & Brenda Mosemann
Male Child: DOB 4/13/97
Female Child: DOB 3/13/00
Male Child: DOB 7/8/03
- David & Nancy Masters
Male Child: DOB 10/3/96
- Curtis & Pamela Christiansen
Male Child: DOB 9/28/96

Superintendent Ciampa noted that they don't have any information at this time on the Tigers Hoop Camp.

10. New Business

A. Professional Development Plan

B. Food Service-FY11

C. Home School Approval:

- Kevin & Carol Munroe
Male Child: DOB 11/19/93
Female Child: DOB 9/14/96
- Brett & Kelly Johnson
Female Child: DOB 7/1/97
- Mark & Melissa Stanaford
Male Child: DOB 6/25/93
Female Child: DOB 11/7/94
Male Child: DOB 5/21/97
Male Child: DOB 12/20/00
- Lloyd & Brenda Mosemann
Male Child: DOB 4/13/97
Female Child: DOB 3/13/00
Male Child: DOB 7/8/03
- David & Nancy Masters
Male Child: DOB 10/3/96
- Curtis & Pamela Christiansen
Male Child: DOB 9/28/96

D. Tigers Hoop Camp 2010 Third Annual

Not on the Agenda:

Chair Wennerstrom received a notice for the Suburban Coalition dues - \$250.

Jeff Hunt made a motion, seconded by Burt Buchman, to approve the expense of \$250 for dues.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

Bill Schedules were signed.

Chair Wennerstrom acknowledged the May 2010 Financial Package and noted that if anyone has questions please see Joe Messina.

Chair Wennerstrom acknowledged the End of Year Pupil and Financial Report. The audit report states no findings and she complimented Sue Harvey and Joe Messina for a job well done.

None at this time.

Jeff Hunt wished everyone a happy summer.

Burt Buchman hopes that everyone is enjoying the summer. He welcomed Superintendent Ciampa and noted that he appreciates the time they spent together last week. He noted that September is coming fast so enjoy the rest of the summer.

Herb Desrosiers hopes that everyone is enjoying their summer. He is looking forward to the new Director of Curriculum, Instruction and Assessment starting her work.

John Hickey noted to everyone to enjoy the rest of the summer.

Superintendent Ciampa thanked the School Committee and the Central Office staff for welcoming him. He noted that he is very excited about the new leadership team. He noted that he attended the Superintendent's

Not on the Agenda:

-Suburban Coalition Dues

11. Finance

A. Signing of Bills

B. May 2010 Financial Package

C. End of Year Pupil & Financial Report (June 30, 2009)

12. Visitors' Comments and Questions

13. School Committee Discussion

Conference and tomorrow, the Commissioner of Education is recommending to the DESE the Common Core Standards. He brought copies for the Committee. He noted that Mr. Chester plans to visit Tyngsborough Public Schools in the fall. He thanked everyone who attended the meeting tonight.

Chair Wennerstrom noted that she received a very nice thank you note from Daniel Birkhead and that she is looking forward to serving with the new Student Representative, Katelyn O'Connor. She received an invitation from Middlesex County Sheriff's Department Camp. Tyngsborough's week is August 16th. She received a letter dated June 16th in today's package from Board of Selectmen Chair, Ashley O'Neill, requesting copies of Collective Bargaining Contracts. They will follow up and respond through appropriate channels. She noted to Superintendent Ciampa that this was a great first meeting. She applauded the TES Summer Program and noted that they will need a Work Session and asked Committee members to look at their August calendar.

9:37 p.m.

Jeff Hunt made a motion, seconded by John Hickey, to go 14. Executive Session into Executive Session for the purpose of discussing a personnel issue and come out only to adjourn the open meeting.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

-Chair Wennerstrom	-Yea	-Mr. Hunt	-Yea
-Mr. Buchman	-Yea	-Mr. Hickey	-Yea
-Mr. Desrosiers	-Yea		

9:37 p.m.

Jeff Hunt made a motion, seconded by John Hickey, to 15. Adjournment adjourn the open meeting.

VOTE: UNANIMOUS 5, Yea 0, Nay 0, Abstain

Respectfully submitted,

Herb Desrosiers, Secretary

APPROVED: August 17, 2010

2010 AUG 23 AM 11:25

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

Glen Stanbury
Maxamillians Inc.
315 Middlesex Rd

Tyngsboro Town Hall
Board of Selectmen
25 Bryant Lane
Tyngsborough, MA 01879

Dear Board Members,

I respectfully request to be placed on the agenda for the next scheduled Selectman's meeting for the proposed modification of Maxamillians entertainment license to include "non gambling poker" and "charity poker tournaments".

Thank you,

A handwritten signature in black ink, appearing to read 'G. Stanbury', with a stylized flourish at the end.

Glen Stanbury,
Maxamillians Inc.

TOWN OF TYNGSBOROUGH
APPLICATION FOR WEEKDAY ENTERTAINMENT

Date: 8/23/10

2010 AUG 25 AM 11:29

In accordance with Massachusetts General law, Chapter 140, section 183A, hereby requests a weekday entertain license for:

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

Establishment: Mayamillions inc.

Address: 315 Middlesex Rd.

Weekday Entertainment at the above mentioned establishment will include the following:

✓	Dancing by patrons
✓	Vocalists
✓	Disc Jockey
✓	Jukebox
up to 6	Orchestra (please state number of pieces)
	Bands (please state number of pieces)
	Floor Show (please describe)
	<u>modeling / Fashion Shows</u>
✓	Television
✓	Radio/Stereo
✓	Piped in Music
✓	OTHER: (please describe fully)
	<u>1) non-gambling poker</u>
	<u>2) charity poker tournaments</u>

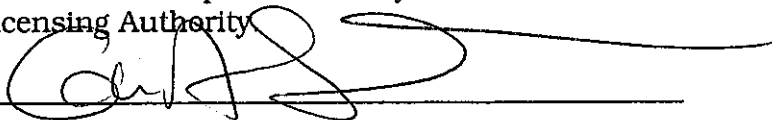
Please use additional pages as needed to fully describe the type and scope of the proposed entertainment. **PLEASE NOTE:** Should you be granted a license, only those activities specifically identified in this application form will be deemed licensed, and that any activity not specifically identified or described will not be deemed to be licensed.

HOURS WHICH ENTERTAINMENT WILL BE CONDUCTED

Monday	<u>11 AM</u> to <u>1:30 AM</u>	} <u>11 AM to 1:30 AM</u>
Tuesday	_____ to _____	
Wednesday	_____ to _____	
Thursday	_____ to _____	
Friday	_____ to _____	
Saturday	_____ to _____	

I agree not to change the type of entertainment provided in my establishment without the prior written permission of the Local Licensing Authority

Signature of Licensee: _____



TOWN OF TYNGSBOROUGH
APPLICATION FOR SUNDAY ENTERTAINMENT

Date: 8/23/10

2010 AUG 25 AM 11:29

In accordance with Massachusetts General law, Chapter 136 and 140, section 183A, hereby requests a weekday entertain license for:

Establishment: Matamoras Inc.

Address: 315 Middlesex Rd.

Weekday Entertainment at the above mentioned establishment will include the following:

✓	Dancing by patrons	
✓	Vocalists	
✓	Disc Jockey	
✓	Jukebox	
✗	Orchestra (please state number of pieces)	
Upto 6	Bands (please state number of pieces)	
✓	Floor Show (please describe)	<u>modeling / Fashion Shows</u>
✓	Television	
✓	Radio/Stereo	
✓	Piped in Music	
✓	OTHER: (please describe fully)	<u>1 Non-Gambling Poker</u> <u>2 Charity Poker tournaments</u>

Please use additional pages as needed to fully describe the type and scope of the proposed entertainment. **PLEASE NOTE:** Should you be granted a license, only those activities specifically identified in this application form will be deemed licensed, and that any activity not specifically identified or described will not be deemed to be licensed.

HOURS WHICH ENTERTAINMENT WILL BE CONDUCTED

Sunday 1:00 P.M. to 1:00 AM.

I agree not to change the type of entertainment provided in my establishment without the prior written permission of the Local Licensing Authority.

Signature of Licensee: _____

June 2005

ATTORNEY GENERAL'S ADVISORY ON POKER TOURNAMENTS

The rising popularity of games such as Texas Hold'em and other forms of poker has led to an increase in poker tournaments, many of them organized by charities for fundraising purposes. For those who wish to hold such tournaments, this *Advisory* is intended as a guide to help distinguish between poker tournaments that are illegal and subject to prosecution in Massachusetts, and those that are legal.

Poker tournaments in Massachusetts are illegal if they violate either the lottery or betting prohibitions of the Massachusetts General Laws. This requires an analysis of two separate statutory provisions.

First, section 7 of Chapter 271 generally prohibits lotteries. Lotteries involve games of chance in which contestants pay money or something else of value for the opportunity to win prizes. Assuming that poker is a game of chance, section 7 prohibits all poker tournaments in which players pay an entry fee or something else of value to play a game which offers prizes to the winner(s). The legislature has carved out one important exception to this broad prohibition. Qualifying non-profit organizations are permitted to operate lotteries for fundraising purposes if they meet certain conditions and obtain a permit under section 7A of Chapter 271.

Second, section 17 of Chapter 271 prohibits anyone from registering bets, or buying or selling pools, on the result of poker hands, games or tournaments. Even a qualifying non-profit organization cannot operate a poker tournament in which players or spectators bet money or anything else of value on hands, or in which prizes come from a pool of money or something else of value based on the number of people who play, or the amount of proceeds collected.

I. A poker tournament is illegal if it is operated as a lottery.

Except for certain qualifying non-profit organizations that are issued a lottery permit under section 7A of Chapter 271 (discussed below in greater detail), it is illegal to set up or promote a lottery in which players pay to play a game where winning something of value is "dependent upon or connected with chance by lot, dice, numbers, game, hazard or other gambling device." G.L. c. 271, § 7. A game is an illegal lottery if:

- Players pay something of value to play the game. This includes players who are charged an entry fee, are required to make a charitable contribution, or bet money or anything else of value during the course of the game;
- The game is considered a game of chance; and
- Winning players receive something of value.

Even if the game involves some level of skill, it may still be a lottery. "The simplest form of lottery is, perhaps, a game depending wholly on chance in which the skill of the player is not a factor The mere fact that skill as well as chance may enter into a game, however, does not prevent it from being a lottery With reference to cases where both elements are present, the rule generally stated is that if the element of chance rather than that of skill predominates, the game may be found to be a lottery."¹ At least one court has ruled that under Massachusetts law, chance predominates over skill in video poker games and, as such, they are illegal lotteries.² Massachusetts appellate courts have not been called upon to determine whether traditional forms of poker are considered games of chance rather than skill.

Assuming that all forms of poker are games of chance, it is illegal to promote, operate or play in a poker tournament if a) players pay an entry fee, bet, or otherwise contribute something of value to play *and* b) prizes of cash or something else of value are awarded to winning players. The only exception to this prohibition involves fundraising activities by certain non-profit organizations issued lottery permits under section 7A of Chapter 271.

Of course, if players do *not* pay an entry fee, bet, or otherwise contribute something of value to play in a poker tournament, it does not constitute a lottery. A poker tournament in which participants pay nothing to play (meaning players neither pay an entry fee nor bet money during the game) may award prizes to winning players.

II. A poker tournament that would otherwise be an illegal lottery in Massachusetts is legal when operated by a properly licensed qualifying non-profit organization.

Section 7A of Chapter 271 allows certain qualifying organizations to hold special events, known as "bazaars," for fundraising purposes. Bazaars (also referred to as Las Vegas or Casino nights) may include games of chance such as roulette, craps, blackjack, and poker, including Texas Hold'em. A qualifying organization which operates a bazaar pursuant to section 7A is not in violation of the section 7 lottery prohibitions so long as the organization and players comply with the requirements described in more detail below.

¹ *Commonwealth v. Plissner*, 295 Mass. 457, 463-64 (1936).

² See *United States v. Marder*, 48 F.3d 564 (1st Cir. 1995). In *Commonwealth v. Club Caravan*, 30 Mass. App. Ct. 561 (1991), the court held that video poker games contain an element of skill, but did not rule whether skill or chance is the predominate feature.

A. Qualifying Organizations

Poker tournaments held pursuant to section 7A may only be operated by:

- (1) a veterans' organization chartered by the Congress of the United States;
- (2) a church or religious organization;
- (3) a fraternal or fraternal benefit society;
- (4) an educational or charitable organization;
- (5) a civic or service club; or
- (6) other clubs or organizations operated exclusively for non-profit purposes.

B. Summary of Important Limitations

Qualifying organizations wishing to run poker tournaments must:

- \$ have been organized and operating in Massachusetts for at least two years;
- \$ obtain a permit from the city or town where the event will be held;
- \$ limit cash awards to \$25 (there is no similar limitation on non-cash awards); and
- \$ hold no more than three bazaars per calendar year.

C. Local and State Permits

A qualifying organization must request and obtain the necessary permit from the city or town where the poker tournament will be held and must follow all of the legal requirements for holding such a tournament, including, among other things: being a non-profit functioning in Massachusetts for at least two years; identifying three qualified members who will be in charge of the event; and specifying how the net proceeds will be used for charitable purposes. A poker tournament cannot be held at the same time as a bingo or beano event. Attached is a checklist to assist municipalities in obtaining the information necessary for issuing a permit.

The Lottery Commission does not require that an organization obtain a permit from the Commission, but does require that the organization hosting a bazaar, including any poker tournament, file a report on the funds raised and pay to the Lottery Commission five percent of the gross proceeds.

D. Management and Operation

There are strict rules about how qualifying organizations must manage and operate poker tournaments. The organization must appoint a member in charge who is responsible for all of the activities at the tournament and the filing of all financial reports. The member in charge must be present during the tournament and be familiar with all laws and regulations pertaining to the event. The organization must also designate one of its officers (different from the member in charge) to be responsible for all of the proceeds.

Any person or company that rents equipment to the organization cannot also supply card dealers or game managers. In fact, the organization cannot allow anyone who is an employee or agent of an equipment rental company to be on the premises during the event. Only members of the organization can participate in the event's promotion and operation.

Other legal requirements for operating a tournament include: posting house rules; filing the necessary reports; and maintaining accurate records, including the amount and source of all proceeds, all expenses and disbursements, prize winners and prizes awarded.

E. Prizes

Tournaments organized under section 7A are limited to "one or both of the following types of prizes: (1) merchandise, of any value, (2) cash awards, not to exceed twenty-five dollars each." Merchandise (including gift cards) and cash awards may be awarded to one or more winners at the end of the entire event, at the end of any game, or at such other times and in such other manner during the event as the organization chooses, so long as the prizes have been determined in advance and do not increase or decrease based on the number of people playing, the amount of proceeds collected, or the outcome of the games being played.

F. Penalties

Failure to comply with the promotion, operation, and reporting requirements governing bazaars can expose a non-profit organization and its event organizers to various penalties. Under section 7A of Chapter 271, bazaar permits may be immediately revoked, non-profits may be prohibited from holding a bazaar for up to three years, and civil and criminal penalties may be imposed on individuals, including a fine of up to \$1,000 and up to one year imprisonment. Moreover, anyone who is not covered by the protections of section 7A, but nonetheless sets up or promotes a poker tournament in violation of the section 7 lottery restrictions, may be guilty of a felony offense punishable by up to three years in state prison or a \$3,000 fine.

There are also other requirements for operating a bazaar. Attached to this *Advisory* are checklists to assist non-profits and municipalities in completing the required steps for holding a bazaar pursuant to the provisions of G.L. c. 271, § 7, and 940 CMR 13.00, which are, respectively, the statute and regulations that govern bazaars in the Commonwealth of Massachusetts.

- III. Poker tournaments that do not violate Massachusetts lottery laws are still illegal if they allow players or spectators to register bets of money or anything else of value on the result of the game(s), or if they constitute the buying or selling of pools out of which prizes are awarded.**

Even a qualifying non-profit organization that obtains a bazaar permit under section 7A of Chapter 271 cannot lawfully operate a poker tournament in which players or spectators register bets of money or anything else of value on the result of the game or receive prizes out of pools.

Section 17 of Chapter 271 makes it illegal to keep or be found in any place with “apparatus, books or any device, for registering bets, or buying or selling pools, upon the result of a . . . contest of skill . . . or upon the result of a game” The statute prohibits two different kinds of conduct.

First, it is illegal to hold or participate in a poker tournament if players or spectators bet money or anything else of value on hands or games. There is no exception to this prohibition. Under Massachusetts law, a player bets if he or she has a chance of winning and losing money or something of value, and whether he or she wins or loses is dependent on the outcome of a hand or game.³

Second, it is illegal for tournaments to pool the proceeds collected from players and use those proceeds for the prizes awarded. Even if only a portion of the proceeds collected go to the winner(s), it may still represent an illegal pool under Massachusetts law.⁴

Poker tournaments must be structured to avoid the restrictions on bets and pools. For example, a tournament may be lawfully operated if:

³ See *Commonwealth v. Sousa*, 33 Mass.App.Ct. 433, 437 (1991) (citing *Commonwealth v. Sullivan*, 218 Mass. 281, 283 (1914)).

⁴ See *Commonwealth v. Sullivan*, 218 Mass. 281, 283 (1914).

- § Players pay a pre-determined entry fee that entitles them to play in the tournament. So long as the entry fee is pre-determined, is the same for all players in the game, and is not tied to how the players fare during the game, it does not constitute betting. Of course, requiring players to pay an entry fee would turn the tournament into a lottery. The tournament would then have to be sponsored by a qualifying non-profit organization that has been issued a bazaar permit under section 7A of Chapter 271.
- § At the start of the tournament, players are given an equal number of poker chips. Once the tournament begins, players cannot purchase any more chips. Re-buys are prohibited.
- § During the course of the tournament, players receive prizes. The rules might provide that at the end of each game, or at the end of each hour of play, the player with the most number of points or chips receives a prize. Even though players have a chance of winning something of value, it is not betting because the players have no chance of losing anything of value.
- § Prizes are determined by the event organizer in advance of the tournament, and do not increase or decrease based on the number of people who play, the amount of money collected, or the outcome of a particular hand or game. Courts in other states have found a meaningful distinction between games in which there is a pre-determined prize contributed by an event organizer, and games in which the participants alone contribute the funds which the winner(s) receive.

IV. Contacts

If you have questions concerning the operation of poker tournaments or other similar fundraising activities, please feel free to contact:

Office of the Attorney General
Division of Public Charities
(617) 727-2200, ext. 2101

Massachusetts State Lottery Commission
(781) 849-5555, ext. 527

Department of Public Safety
Office of the Commissioner of Public Safety
(617) 727-3200, ext. 25230

Checklist for a Non-Profit Organization Holding a Poker Tournament

Step One - Qualifying Organizations

- G A veterans' organization, church or religious organization, fraternal or fraternal benefit society, educational or charitable organization, civic or service club, or other organization operated exclusively for non-profit purposes.
- G Actively functioning as a non-profit organization in the Commonwealth for at least the past two years.
- G If required, have registered with the Attorney General's Division of Public Charities pursuant to G.L. c. 12, § 8E and c. 68, § 19, are up-to-date with annual filings, and are in possession of a valid Certificate for Solicitation.
- G Haven't conducted more than three bazaars in a single calendar year.
- G Haven't had a raffle/bazaar permit revoked for a G.L. c. 271, § 7A violation occurring within the past three years.

Step Two - Preparing for the Event

- G Select three persons, two of whom have been officers or members in good standing for at least the past three months and one of whom has been a member in good standing for at least the past two years, to be responsible for the operation of the event and the uses to which the net proceeds will be applied.
- G Of the three members selected, designate one person who has been a member in good standing for at least the past two years to be the "member in charge," with primary responsibility for the operation of the event.
- G Designate a separate person who is an officer of the organization to be the "officer responsible for gross receipts," with primary responsibility for the accounting, use, and disposition of all funds received during the event.
- G Establish a system of bookkeeping to keep complete financial records.
- G Maintain a list of all members who assist in the event's promotion and operation.
- G Establish and reduce to writing the house rules.

- G Determine in advance the prizes to be awarded (prizes should not increase or decrease based on the number of people playing, the amount of proceeds collected, or the outcome of the games being played).
- G Limit individual cash prizes to \$25. (Prizes for merchandise, including gift cards, may be any value.)
- G Obtain a permit from the clerk of the city or town in which the event will be held.
- G Arrange for a uniformed police officer to be present during the event.
- G Do not hold a bingo or beano event at the same time as the poker tournament. (A raffle may be held simultaneously, so long as the organization complies with all applicable legal obligations.)

Step Three - During the Event

- G Ensure that the member in charge and all assistants are present and display proper ID.
- G Prohibit anyone under eighteen on that part of the premises where poker is played.
- G Ensure non-members do not participate in any aspect of the tournament's promotion or operation.
- G Conspicuously post house rules at each table, including no tipping of dealers.
- G Ensure that participants and spectators are not registering bets of money or anything of value upon the result of any hand or game.
- G Ensure that the event does not last longer than five hours.

Step Four - After the Event

- G Within ten days after the Bazaar, file a return with the Lottery Commission.
- G Within thirty days after the permit expires, file with the clerk two copies of the financial report certified by the three members responsible for the event and by an accountant.
- G Store all records so that they will be accessible and available for at least one year from the issuance of the financial report or for at least three years if an organization is required to file an annual report with the Division of Charities.

-
- G Use net proceeds exclusively for educational, charitable, religious, fraternal or civic purposes, or for veterans' benefits.

Checklist for a Municipality Issuing a Poker Tournament Permit

Step One - Application Information

- G The application includes the name and address of the organization.
- G The organization is a veterans' organization, church or religious organization, fraternal or fraternal benefit society, educational or charitable organization, civic or service club, or other organization operated exclusively for non-profit purposes. (You may ask the organization to provide evidence of its non-profit status.)
- G The organization has been actively functioning in the Commonwealth for at least the past two years.
- G The application includes the names of three officers or members of the organization responsible for the event, two of whom have been officers or members in good standing for at least the past three months and one of whom has been an officer or member in good standing for at least the past two years.
- G The application states how the net proceeds from the event will be used (limited to educational, charitable, religious, fraternal or civic purposes, or for veterans' benefits).

Step Two - Additional Requirements

- G The event is being held in the city or town that is issuing the permit.
- G The organization has not held more than three bazaars in a single calendar year.
- G The organization is not holding beano/bingo or any other event on the day of the bazaar (excluding a raffle, which may be held simultaneously with a bazaar).
- G The event does not last more than five hours.
- G The organization has not had a raffle/bazaar permit revoked for a G.L. c. 271, § 7A, violation occurring within the past three years.
- G The organization will have a uniformed police officer from the city or town where the event is held present during the tournament.

Step Three - Approval Process

- G Upon the filing of an application, the clerk of the city or town in which the tournament will be held must determine that the application is in conformity with section 7A of Chapter 271.
- G The clerk may require the applicant to produce a current list of its membership by name, address, telephone number and a description of the type and length of membership of each person in the organization.
- G If in conformity with section 7A, the clerk forwards the application to the municipality's police chief for determination that the applicant is qualified to operate such a tournament. (A police department may not run CORI checks in connection with the application process, without express authorization from the Criminal History Systems Board.)
- G If the police chief determines that the applicant is qualified, the chief endorses the application and returns it to the clerk.
- G The clerk issues a permit valid for one year from the date of issuance.
- G The clerk retains one copy of the approved application, and forwards a second copy of the approved application to the Commissioner of Public Safety.
- G The clerk forwards a notice of issuance to the Lottery Commission.

Step Four - Reporting Process

- G Within thirty days after the expiration of the permit, the organization must file two copies of a financial report with the clerk.
- G The financial report shall set forth the number of raffles and bazaars held, the amount of money received, the expenses incurred, the names of the winners of prizes exceeding \$25 in value, net proceeds, and the uses to which the net proceeds were applied.
- G The financial report must be certified by the three members who are responsible for the event and an accountant.
- G The clerk keeps one copy of the financial report and forwards the other copy to the Commissioner of Public Safety.

Step Five - Denial/Revocation Process

- G If the clerk determines that the application is not in conformity with the requirements of section 7A of Chapter 271, the clerk shall deny the application.
- G If the police chief determines that the applicant is not qualified to operate a poker tournament, the police chief shall report that determination to the clerk, and the clerk shall deny the application.
- G An application to renew a permit may be denied if the organization fails to file the required financial report.
- G If a permit was issued based on inaccurate information and a change in the facts of an event make it illegal, the clerk may revoke the permit.
- G At any point after being issued, the permit may be revoked for any violation of section 7A of Chapter 271. A new permit cannot be issued for three years after the violation.

Step Six - Appeals Process

- G If an application is not acted upon within thirty days, or is denied, or is revoked for any reason other than a violation of section 7A, any person named on the application has ten days to petition for review in the district court having jurisdiction over the city or town in which the application was filed.
- G The judge may direct that the permit be issued if there were no reasonable grounds for refusing such permit.
- G If a permit is revoked because of a violation of section 7A, any person aggrieved by the action may file an appeal in the relevant district court within twenty days following receipt of notification of the revocation.



William F. Mulligan
Chief of Police

Town of Tyngsborough

Police Department
20 Westford Road

Tyngsborough, Massachusetts 01879-0549



TEL: (978) 649 - 7504

FAX: (978) 649 - 2324

To: Michael Gilleberto Town Administrator/Board of Selectmen
From: Chief William F. Mulligan *WFM*
Re: Maxamillians Billiards Poker Tournaments
Date: August 5, 2010

2010 AUG -5 PM 3:04
RECEIVED
TYNGSBOROUGH, MA.

On August 4, 2010 I received an anonymous letter stating that Maxamillians Billiards has been conducting illegal poker tournaments on Sunday and Thursday evening on a weekly basis.

I assigned Sgt. Charles Chronopoulos to investigate this complaint. (See attached Report)

After contacting the owner of Maxamillians Billiards one Glen Stanbury he was told to no longer hold these tournaments. Mr. Stanbury apologized stating he had no idea that these tournaments were illegal.

I will be assigning Officers on patrol to check Maxamillians for any signs of these tournaments.

I have also assigned Sgt. Christopher Chronopoulos to stop by Maxamillians Billiards on today date August 5, 2010 and once again tell Glen Stanbury that these tournaments are illegal. Sgt. Christopher Chronopoulos will write a report once this is done.

If you have any questions or concerns please let me know.

LAW OFFICES OF
JEFFREY B. PINE Esq.

A PROFESSIONAL CORPORATION

*Jeffrey B. Pine
Attorney Gsm 11993-1y99

321 South Main Street, Suite 302, Providence, RI 02903
TELEPHONE 401.351.8200 FAX 401.351.9032

*Admitted in Rhode Island
and Massachusetts

Of Counsel
*Harris K. Weiner
Stephen J. Ryan

www.pinelaw.com

September 28, 2006

Mr. Bradford Smith
4 Brewster Dr.
Warwick, Rhode Island 02889

Re: Eastern Poker Tour— Massachusetts

Dear Brad:

I have spoken with Assistant Attorney General Daniel Ferrullo as a follow-up to correspondence that I had sent him stating our position in this matter. I have pointed out that based on the criteria set forth in the Massachusetts statutes and the applicable case law, no violation was occurring, and that it would be an erroneous restraint of your right to conduct business if the State or municipality chose to shutdown the operation of your business in any Massachusetts community.

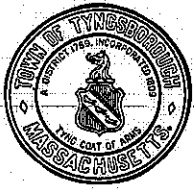
His response to me was that he has found no violation of Massachusetts law and would therefore not be initiating any further investigation or citation for the conducting of the games by Eastern Poker Tour. This is consistent with the position that **was** taken in Rhode Island also.

He indicated that he would be communicating this decision to the local police chiefs in the towns in which Eastern Poker Tour was operating at the time.

If you have any questions or if further issues develop, please contact me.

Sincerely,


Jeffrey B. Pine



William F. Mulligan
Chief of Police

Town of Tyngsborough

Police Department AUG 11 AM 9:48
20 Westford Road

Tyngsborough, Massachusetts 01879-0549



TEL: (978) 649 - 7504
FAX: (978) 649 - 2324

To: Michael Gilleberto Town Administrator/Board of Selectmen
From: Chief William F. Mulligan
Re: Smokey Bones Poker Tournaments
Date: August 6, 2010

On August 5, 2010 I requested Sgt. Christopher Chronopoulos to go to the Smokey Bones restaurant; we had received information that they had been holding poker tournaments at that location on Sunday nights. I told the sergeant that if this were the case to inform the Manager that poker tournaments are illegal, they must meet the standard of Massachusetts General Laws under section 7A of Chapter 271.

Sgt Chronopoulos did respond to the Smokey Bone Restaurant where he advised the manager to cease these poker tournaments. (See Attached Report)

If you should have any questions or concerns please let me know.



William F. Mulligan
Chief of Police

Town of Tyngsborough

Police Department

20 Westford Road

Tyngsborough, Massachusetts 01879-0549



TEL: (978) 649 - 7504
FAX: (978) 649 - 2324

2010 AUG 26 PM 1:05

BOARD OF SELECTMEN
TYNGSBOROUGH, MA.

To: Michael Gilleberto BOS

From: Chief William F. Mulligan

Re: Smokey Bones Restaurant/Texas Hold 'EM Tournament /Underage drinking

Date: August 26, 2010

On August 24, 2010 Sergeant Charles Chronopoulos received a report that the Smokey Bones restaurant in Tyngsborough was holding "Texas Hold-EM Tournaments each Sunday starting at 8:00pm the last one being August 22, 2010. On August 5, 2010 Sergeant Christopher Chronopoulos had told the on duty manager Brigida Elliott that these should tournament should cease. At that time we believe these tournaments did not meet state law section 7 Chapter 271 which generally prohibits lotteries.

I had asked attorney Charles J. Zaroulis to research this as we had a similar case with Maxamillians Billiards. (See Attorney Zaroulis opinion report) He stated that these tournaments are not illegal if they follow the rules as set out in an Attorney General's advisory opinion date June 2005. (See opinion)

In his opinion attorney Zaroulis did state if businesses wanted to hold poker tournaments that they would need to apply for an entertainment license from the Board of Selectmen.

On August 24, 2010 while Sergeant Charles Chronopoulos was investigating the Smokey Bones restaurant he received information that on the Smokey Bones Face Book page there were photographs of an underage female who appeared to being drinking at the restaurant (see photos) We were able to identified this person as a 20 year old residence of Dunstable MA. I asked Detective Sergeant Richard Howe to contact this person (See Howe's report) This person reported that she had gone to the restaurant with a friend's identification who was 21 year of age; she did in fact consume alcoholic beverages. However no one asked her for identification.

On August 25, 2010 the manager in charge of the Smokey Bones restaurant one Michael Herchuck came to the Tyngsborough Police Department he was interviewed by Sergeant Christopher Chronopoulos (See Sgt's report) At that time the manager was once again told to cease holding these poker tournaments until he applies for an entertainment license from the Board of Selectmen. He was also told we had evidence of under age drinking, as

well as photographs of patrons and or employees standing on the bar at the restaurant. He was told I would be sending this information as well as the related reports to the Board of Selectmen and the Town Administrator.

TEXAS HOLD 'EM EVERY SUNDAY AT

**SMOKEY
BONES**
Bar & Fire Grill

**8PM START TIME
NO ENTRY FEE!!!**

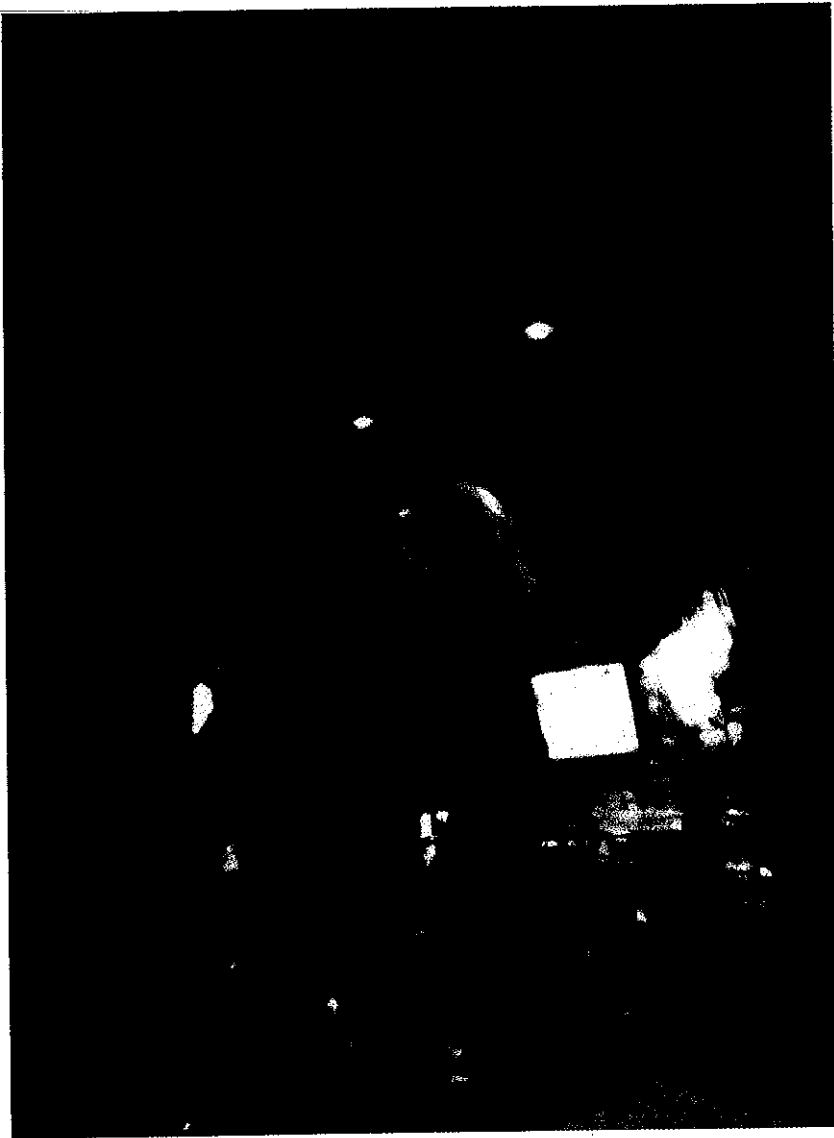
Prizes will be awarded



**Space is Limited
Sign up Early**



8/20/10
12:17am

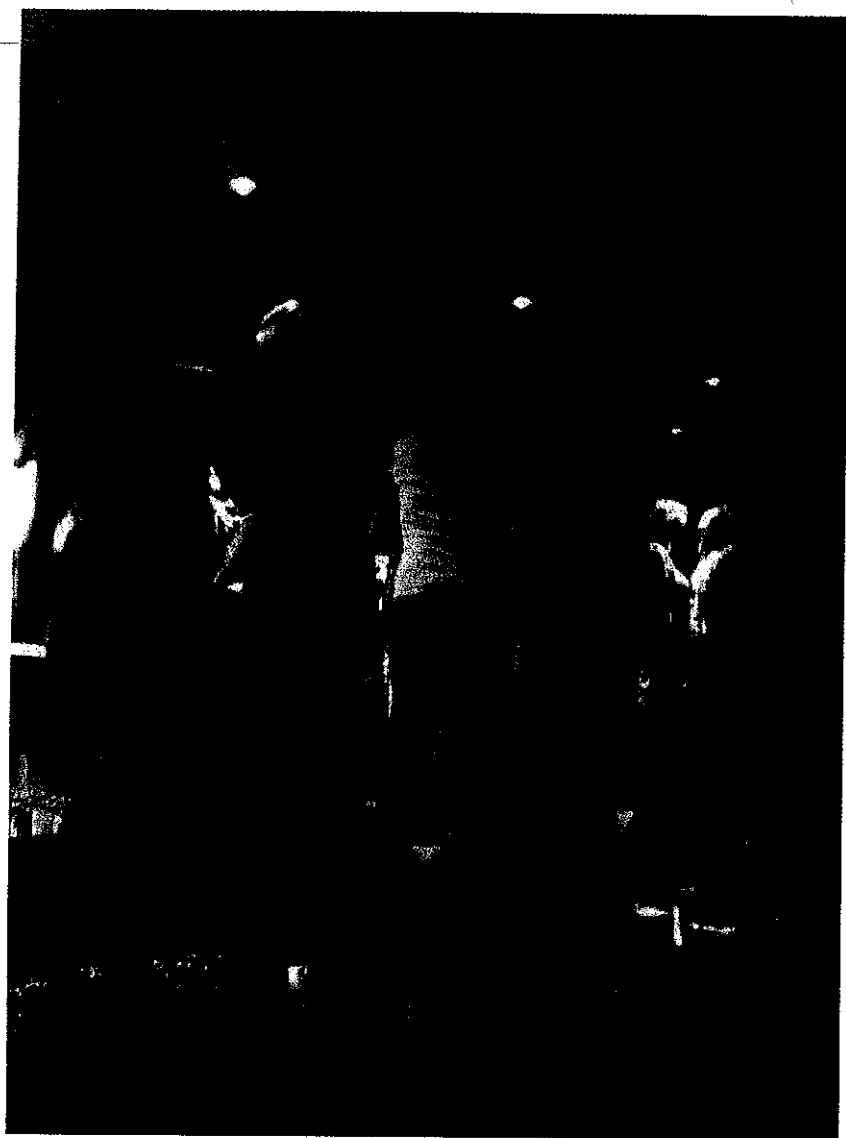


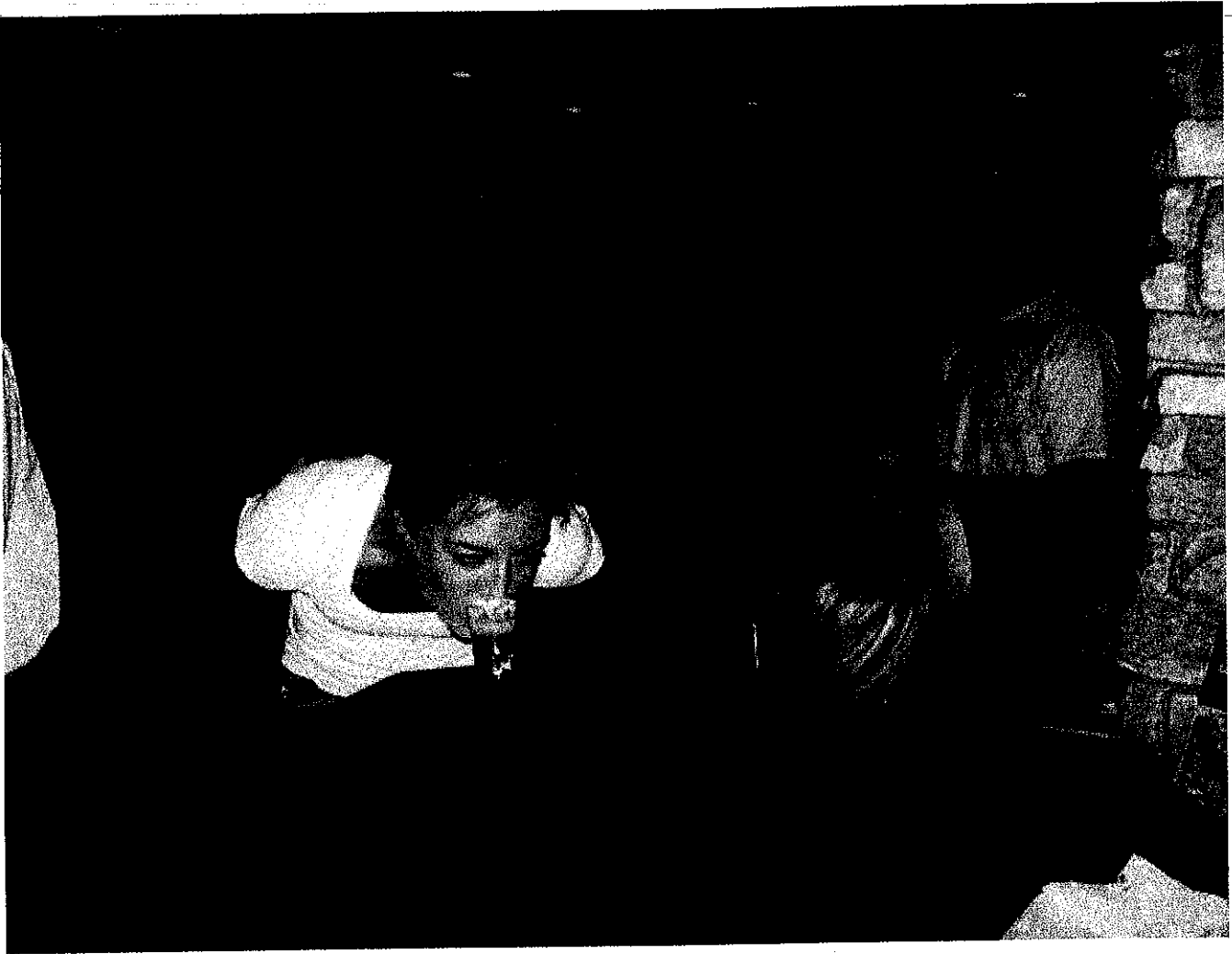
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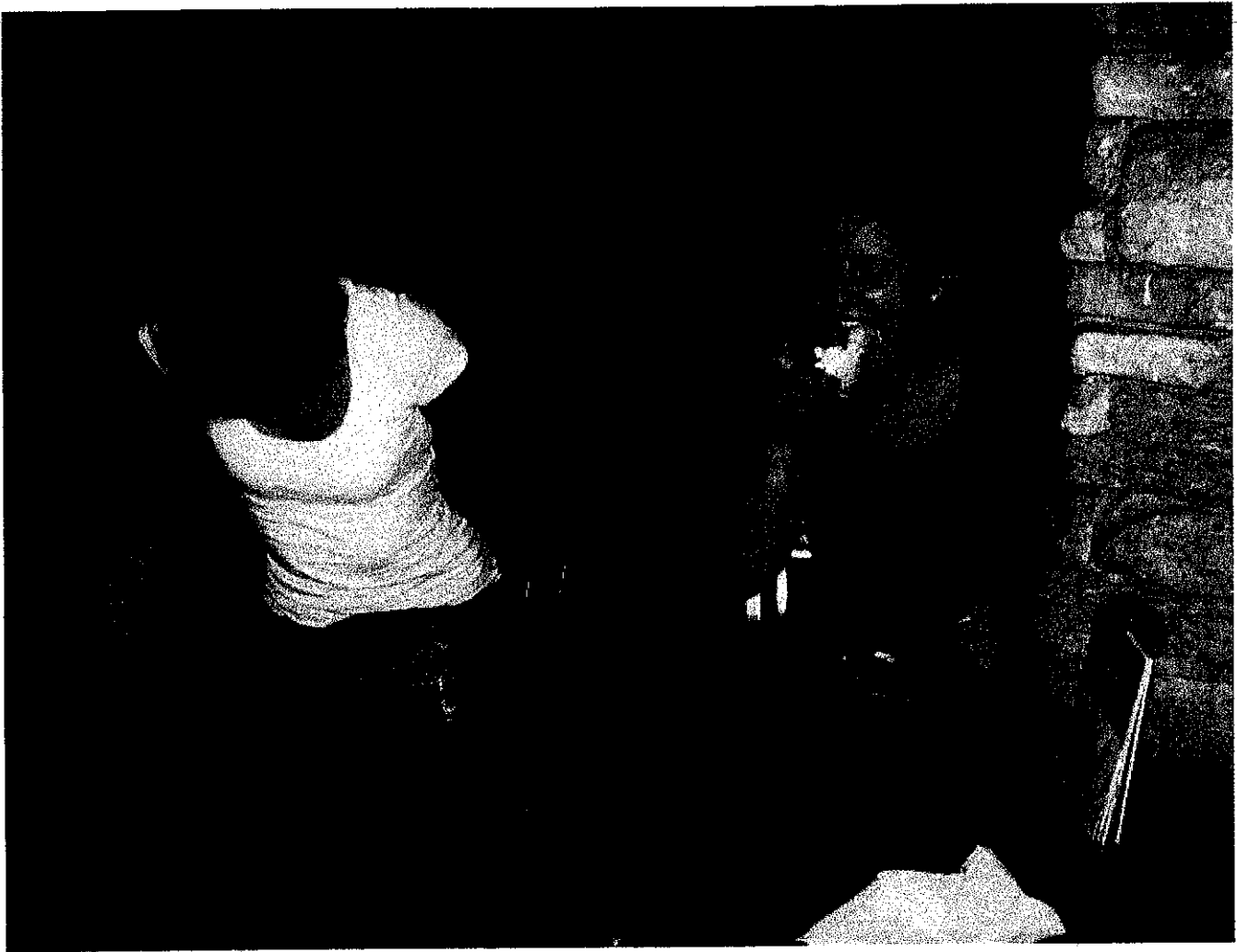
8/20/10

12:20am





Sunday 8-22
photos added 11:48 PM





Either you or Charles can call me with any questions. I would ask that the cease and desist letter be immediately revoked as the failure to allow this establishment to run this event will cause financial detriment. Thanks for your attention:

Advisory on Poker Tournaments

Advisory

June 30, 2005

The rising popularity of games such as Texas Hold'em and other forms of poker has led to an increase in poker tournaments, many of them organized by charities for fundraising purposes. For those who wish to hold such tournaments, this Advisory is intended as a guide to help distinguish between poker tournaments that are illegal and subject to prosecution in Massachusetts, and those that are legal.

Poker tournaments in Massachusetts are illegal if they violate either the lottery or betting prohibitions of the Massachusetts General Laws. This requires an analysis of two separate statutory provisions.

1. Section 7 of Chapter 271 generally prohibits lotteries. Lotteries involve games of chance in which contestants pay money or something else of value for the opportunity to win prizes. Assuming that poker is a game of chance, section 7 prohibits all poker tournaments in which players pay an entry fee or something else of value to play a game which offers prizes to the winner(s). The legislature has carved out one important exception to this broad prohibition. Qualifying nonprofit organizations are permitted to operate lotteries for fundraising purposes if they meet certain conditions and obtain a permit under section 7A of Chapter 271.

2. Section 17 of Chapter 271 prohibits anyone from registering bets, or buying or selling pools, on the result of poker hands, games or tournaments. Even a qualifying nonprofit organization cannot operate a poker tournament in which players or spectators bet money or anything else of value on hands, or in which prizes come from a pool of money or something else of value based on the number of people who play, or the amount of proceeds collected.

1. A poker tournament is illegal if it is operated as a lottery.

Except for certain qualifying non-profit organizations that are issued a lottery permit under section 7A of Chapter 271 (discussed below in greater detail), it is illegal to set up or promote a lottery in which players pay to play a game where winning something of value is "dependent upon or connected with chance by lot, dice, numbers, game, hazard or other gambling device." G.L. c. 271, § 7. A game is an illegal lottery if:

- Players pay something of value to play the game. This includes players who are charged an entry fee, are required to make a charitable contribution, or bet money or anything else of value during the course of the game;
- The game is considered a game of chance; and
- Winning players receive something of value.

Even if the game involves some level of skill, it may still be a lottery. "The simplest form of lottery is, perhaps, a game depending wholly on chance in which the skill of the player is not a factor The mere fact that skill as well as chance may enter into a game, however, does not prevent it from being a lottery With reference to cases where both elements are present, the rule generally stated is that if the element of chance rather than that of skill predominates, the game may be found to be a lottery."¹ At least one court has ruled that under Massachusetts law, chance predominates over skill in video poker games and, as such, they are illegal lotteries.² Massachusetts appellate courts have not been called upon to determine whether traditional forms of poker are considered games of chance rather than skill.

Assuming that all forms of poker are games of chance, it is illegal to promote, operate or play in a poker tournament if a) players pay an entry fee, bet, or otherwise contribute something of value to play and b) prizes of cash or something else of value are awarded to winning players. The only exception to this prohibition involves fundraising activities by certain nonprofit organizations issued lottery permits under section 7A of Chapter 271.

Of course, if players do not pay an entry fee, bet, or otherwise contribute something of value to play in a poker tournament, it does not constitute a lottery. A poker tournament in which participants pay nothing to play (meaning players neither pay an entry fee nor bet money during the game) may award prizes to winning players.

The Board of Directors of the Greater Lowell Chamber of Commerce

***Cordially invites you to join us in Congratulating
Our Community Business Awards Recipients***

**COMMUNITY AWARD FOR LARGE BUSINESS OF THE YEAR
UPS**

**COMMUNITY AWARD FOR SMALL BUSINESS OF THE YEAR
980WCAP**

**COMMUNITY AWARD FOR NON-PROFIT ORGANIZATION OF THE YEAR
Folk Festival Foundation**

***Speaker - Robert H. Nelson, District Director,
U.S. Small Business Administration***

Thursday, September 23, 2010

Noon to 1:30pm

Radisson Hotels & Resorts

10 Independence Drive • Chelmsford, MA 01824

10 per person includes a plated meal - \$400 (Table of 10)

Your response is appreciated to the

Greater Lowell Chamber of Commerce

on or before Sept. 17, 2010

By fax at 978-452-4145 or phone at 978-459-8154

**GREATER LOWELL
CHAMBER OF COMMERCE**

131 Merrimack Street
Lowell, MA 01852

AUG. 25. 10

2010 AUG 26 PM 1:23 MA

BOARD OF DIRECTORS
TYNGSBOROUGH, MA.

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Lowell, MA 01853

POSTALIA 352267

*Tom Hare
25 Bryant's Lane
Tyngsboro, MA 01874*

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CHAMBER OF COMMERCE**



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*Business Expo 2010
Community Business Awards
Luncheon*

Sponsored by: **LowellBank**^{COOPERATIVE}

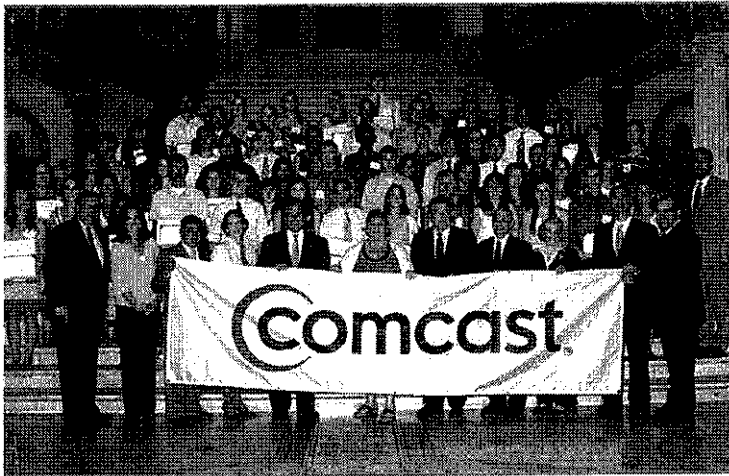
Comcast Connections

Power the Dream

Second Quarter 2010 | Comcast NorthCentral Division Update | Massachusetts Edition

.....TIMESLOCUCC, MA.....

Comcast Awards \$122,000 in Scholarships to Massachusetts Students



Comcast representatives and local elected officials awarded 13 Massachusetts students with scholarships on June 24 at the Massachusetts State House.

At a special ceremony at the Massachusetts State House on June 24, Comcast awarded 112 graduating high school seniors from Massachusetts with college scholarships in recognition of their academic achievement and commitment to community. And one additional deserving student, Jia Lei of Boston, received a surprise \$10,000 Comcast Founders Scholarship, named after Comcast founder Ralph Roberts, to provide an extra helping hand in paying for her college education. Comcast Corporation Executive Vice President David Cohen and Massachusetts Lieutenant Governor Timothy Murray were on hand, along with other Comcast representatives and local elected officials, to celebrate the students' achievements.

Comcast Cares for Customers with New Guarantee

The recently introduced Comcast Customer Guarantee is the latest step in Comcast's ongoing commitment to better serve its customers. It clearly outlines what customers should expect from Comcast while also defining what the company is doing to hold itself accountable for meeting those expectations. "We're constantly reaching out and listening to our customers and

making improvements to let our customers know how much we respect and value them," said Steve Hackley, Senior Vice President of Comcast's Greater Boston Region. "It's great to see that customers are beginning to experience the changes we're making."

The Comcast Customer Guarantee consists of seven promises:

- 1) To give a 30-day, money-back guarantee on all Comcast services;
- 2) To be respectful and courteous of customers and their homes;
- 3) To answer customers' questions at their convenience 24 hours a day, seven days a week;
- 4) To offer easy-to-understand packages and provide a clear bill to customers;
- 5) To continually offer the best and most video choices;

- 6) To quickly address any problems that customers experience and if, after a first visit, the issue is not satisfactorily resolved, the company will extend a complimentary service. Additionally, the company will not charge customers for a service visit that results from a Comcast equipment or network problem; and
- 7) To schedule appointments at customers' convenience and be mindful of their time. If Comcast fails to arrive for a scheduled visit, the customer will receive a \$20 credit to his or her account.

Comcast Connections: Power the Dream

Second Quarter 2010 | Comcast NorthCentral Division Update | Massachusetts Edition

Comcast and One Economy Hold Graduation Ceremony Honoring 26 Comcast Digital Connectors



Henry Thomas (front), President and CEO of the Urban League of Springfield and Doug Guthrie, Comcast Senior Vice President for the Western New England Region, hand out NetBook laptops to the Comcast Digital Connectors graduates.

Comcast and One Economy held a special graduation ceremony at the Urban League of Springfield in June to honor a group of local youth who have completed the Comcast Digital Connectors program. Twenty-six students completed the vigorous program – a year-long technology learning and service initiative that teaches teens and young adults from diverse, low-income backgrounds how to use broadband technologies and how to put that knowledge to work in their communities. At the graduation, several students shared the experiences they gained from the program. Each student also received their own personal NetBook laptop, courtesy of Comcast, and the announcement was made that the Comcast Digital Connectors program will continue in Springfield next year.

Massachusetts Customers Experience XFINITY



As technology continues to change the way people experience entertainment, Comcast is working hard to continuously improve that experience.

Launched throughout Massachusetts and in 10 other markets across the country earlier this year, Comcast's new technology platform called XFINITY is about bringing Comcast customers more – more HD, more Internet speed, more choice and more control over their services.

From television offerings like 100+ HD channels, foreign-language channels and 20,000+ VOD choices, to Internet speeds over 50 Mbps to thousands of TV shows and movies online for customers to watch whenever and wherever they want, Comcast's XFINITY offerings are a promise to customers that the company will continue innovating now and in the future.

Comcast Partners with Boston Police to Help Catch Fugitives

Comcast has joined forces with the Boston Police Department to launch a new On Demand feature designed to help track down fugitives responsible for committing crimes in the Boston community and bringing them to justice. "Police Blotter On Demand," the first public service programming of its kind in Massachusetts, utilizes video-on-demand to expose dangerous criminals and make our neighborhoods safer.

Local digital cable customers can tune into "Police Blotter On Demand" to view regularly updated photographs and short descriptions of 16 different cases through the "Get Local" folder of the On Demand library. Each crime profiled on Police Blotter is either a wanted person or an unsolved case that the Boston Police Department is actively working to close.

Comcast and the Boston Red Sox Unveil Expanded "Red Sox On Demand" Library

Comcast is celebrating baseball with another summer of "Red Sox On Demand" in partnership with the Boston Red Sox. "Red Sox On Demand" is once again delivering Sox fans exciting behind-the-scenes features, player profiles and notable moments on the field.

Highlights include a fielding clinic by Kevin Youkilis; Nomar Garciaparra's emotional retirement ceremony; a profile of outfielder Jeremy Hermida; "Home Run Heroes," which looks at some of the best hitters in team history; "My Name Is Ted Williams," a documentary that focuses on the legendary hitter's off-the-field interests such as fishing and a behind-the-scenes

look at the recent Run to Home Base community event at Fenway. This season of "Red Sox On Demand" also introduces a new category called "Fan Favorites" which will bring back some of the most popular "Red Sox On Demand" programs for fans to enjoy again.

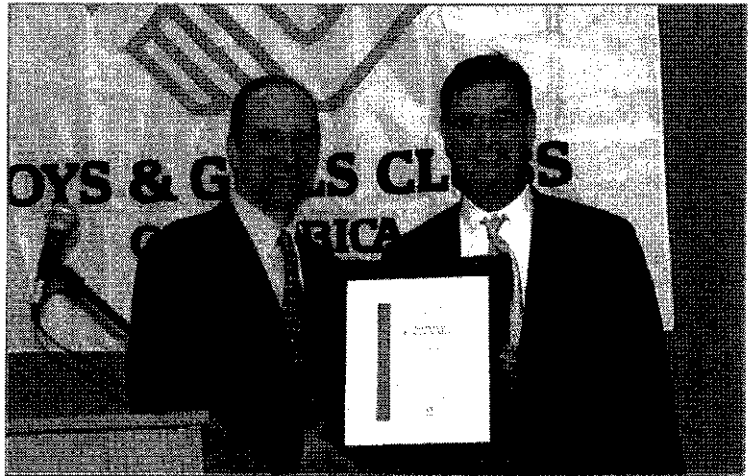
"Comcast has truly scored a home run with this terrific feature," said Sam Kennedy, Red Sox Executive Vice President and Chief Operating Officer.

Comcast Receives Awards in Massachusetts

Comcast was recently recognized for best practices across Massachusetts.

Comcast's Western New England Region, which includes Western Massachusetts, received the 2009 Comcast Circle of Success System of the Year award. Each year, Comcast's 20 regions compete for this top honor, which is given to the system that goes above and beyond in improving the company.

Additionally, on June 9, Comcast's Greater Boston Region Video Productions & Services team was honored at the 88th Annual Meeting and Campaign Celebration of the United Way of Greater Plymouth. The team received a 2010 Circle of Caring Campaign award in recognition of production work donated for the 2009 United Way Campaign video.



Pictured (left to right): Rick Metters, Executive Director of the Massachusetts Alliance of Boys & Girls Clubs, and Tim Murnane, Comcast Vice President of Government and Community Relations

Finally, Comcast Vice President of Government and Community Relations Tim Murnane accepted the National Award of Merit on behalf of Comcast at the Boys & Girls Clubs of America's 2010 Massachusetts Youth of the Year celebration dinner on April 29. Comcast received the national award for its support of Youth of the Year, donation of complimentary services and the volunteer work of hundreds of Comcast employees at Boys & Girls Clubs across the country. The dinner also recognized teenage members of the Boys & Girls Clubs of America for their leadership skills, academic achievement and outstanding service to their local clubs.



Comcast Cable Communications, Inc.
676 Island Pond Road
Manchester, NH 03109

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Board of Selectmen
Town of Tyngsboro
25 Bryant Ln
Tyngsboro, MA 01879-1042



For more news on Comcast products, services and community initiatives in Massachusetts, follow Comcast New England on Facebook.

Comcast Celebrates the Arrival of 3DTV with Golf, Soccer Broadcasts

As part of its commitment to driving innovation, Comcast has been at the forefront of 3D technology, offering movies and concerts in 3D On Demand. This year, when the Masters Tournament and the World Cup were broadcast in 3D for the first time, Comcast carried the broadcasts, providing the experience to customers with 3DTVs throughout Massachusetts and beyond.

In celebration of the stunning new technology, Comcast held several viewing parties in Boston and Springfield that were attended by elected officials such as Medford City Councilor Paul Camuso and Boston City Councilor Salvatore LaMattina and members of the media, including NECN's Billy Costa, Jim Braude and Jenny Johnson.



Steve Hackley, Senior Vice President for Comcast's Greater Boston Region, and Allyce Najimy, Executive Director of the Foundation to Be Named Later, view the Masters tournament in 3D at a viewing party in April.

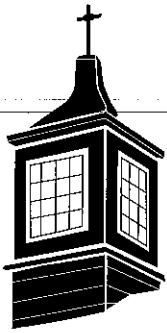


**Comcast
Connections**

is published by the NorthCentral Division Community Relations Department, 676 Island Pond Road, Manchester, NH 03109. This newsletter is distributed to state and federal legislators municipal officials and other community leaders throughout Comcast's service area.

Mark Reilly
*Division Senior VP of
Government and Regulatory Affairs*

Julie Galeota
*Division Director of Community
Investments*



Rivier

COLLEGE

2010 AUG 23 PM 10:10
DUANE L. S. LECTURE
TYNGSBORO, MA.

Dear Business Leader:

I am writing to tell you that Rivier College will be holding its 13th Annual "Swing into Fitness" Golf Classic on September 27, 2010 at Vesper Country Club in Tyngsboro, Massachusetts. Proceeds will support health and fitness for young adults through athletic programs. I believe Rivier is certainly one of the premier educational institutions in our state, and I am proud of this college. Your support is critical in providing health and fitness programs for Rivier students.

The College, once again, is very excited to offer a raffle with a fantastic list of prizes. A list of the raffle items at the time of this mailing is attached. Winners will be announced at the tournament on September 27 and online at www.rivier.edu/golfclassic by September 29. Participants do not need to be present at the tournament to win. Tickets cost \$25 for a book of five.

We have enclosed two books of raffle tickets for your consideration. Please fill out one ticket and we'll complete the information on the remaining tickets for you. Payment can be made by check or credit card as listed below. Please return tickets and payment by September 20, 2010 in order to be included in the raffle. My company, All Metals Industries, of Belmont, NH will be assisting the College with the collection of the raffle tickets.

I hope you will join me by supporting Rivier College health and fitness programs, while taking a chance on some great raffle prizes. On behalf of the Rivier College community, your support is sincerely appreciated.

Sincerely,

Terry W. Robinson
Chairman, All Metals Industries, Inc.

PAYMENT

___ Enclosed is my check made payable to Rivier College.

___ Please charge my credit card: ___ Visa ___ MasterCard ___ Discover

Name (*Please print*) _____

Account number _____ Expiration Date _____

Signature _____ Date _____

Rivier College “Swing Into Fitness” Golf Classic

September 27, 2010

Raffle Prizes

7 Night Royal Caribbean Cruise for Two (*Choose your week—valid through September 2011!*)

Diamond Earrings from Jonathan’s Jewelers (\$2000 retail value)

Two Apple iPads with Wi-Fi 16GB

Two Compaq - Presario Laptops with Intel Celeron Processor

Two Asus - Eee PC Netbooks with Intel Atom Processor

Two Amazon Kindle Wireless Reading Devices

Two Apple iPod Touches 32GB

Four Apple iPod Nanos 16GB

Two Apple iPod Touches 8GB

Sony iPod Dock Radio

Bose Wave Music System

Two Pairs of Bose On-Ear Headphones

TEAC GF450K7 Turntable Cassette CD Recorder and Radio

Two Samsung Touch of Color T220HD 22-inch LCD HDTV Monitors

Two PowerShot A3100 IS Digital Cameras

Two Flip Ultra HD Camcorders

Two Sharp 19 Inch 720p LCD HDTVs

Two Sony Blu Ray DVD Players

Two Movado Folio Women’s Swiss Quartz Watches

Two Swiss Army Men’s Alliance Black Strap Watches

Two \$300 Lowe’s Gift Cards

Two \$200 Home Depot Gift Cards

Two \$200 American Express Classic Gift Cards

Five \$100 ExxonMobil Gift Cards

Five \$100 Shell Gift Cards

Two \$100 American Express Classic Gift Cards

Garmin Nuvi 1200 GPS Navigation System

Three TomTom One 140S GPS Navigation Systems

Two Zhumell Eclipse 114 with Motor Drive Reflector Telescopes

Nikon Action Extreme Waterproof Binoculars

Three Rokinon 7x50 Night Vision 50+ Binoculars

Emerson 10x25 Digital Camera Binocular

Round of Golf for Four with Carts at Nashua Country Club

Two Scotty Cameron Putters

Two Callaway uPro Golf GPS Systems

Set of Custom Fit Golf Clubs

Series of 3 lessons at Vesper Country Club

Holiday Wreath donated by Fortin-Gage

Prizes have been generously donated by sponsors, donors & friends of Rivier



SAVE THE DATE

Wednesday, October 27, 2010 • 6-9pm, Lenzi's, Dracut, MA

Celebrating CTI's 17th Annual Evening with Local Heroes

Nominate Your Hero Today - visit www.comteam.org or call 978 459-0551, ext. 281.



CELEBRATING CTI'S 17TH ANNUAL EVENING WITH LOCAL HEROES

**Wednesday, October 27, 2010
6-9pm, Lenzi's, Dracut, MA**

**Nominate Your Hero Today
Visit www.comteam.org;
call 978 459-0551, ext. 281;
or pick up a nomination form
at 167 Dutton St., Lowell, MA.**



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Richard Lemoine
Town of Tyngsboro
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